

# **FISCAL NOTE**

## **SB 2142 - HB 2210**

January 25, 2004

**SUMMARY OF BILL:** Increases the penalty for the manufacture, delivery, sale, or possession with intent to manufacture, deliver, or sell of methamphetamine one classification higher where a minor is present during manufacturing process and for simply possession or casual exchange where there is an exchange to a minor.

### **ESTIMATED FISCAL IMPACT:**

**Increase State Expenditures - \$1,494,500/Incarceration\***

**Increase State Revenues - Exceeds \$100,000**

**Decrease Local Govt. Expenditures - \$375,500**

**Decrease Local Govt. Revenues - Exceeds \$100,000**

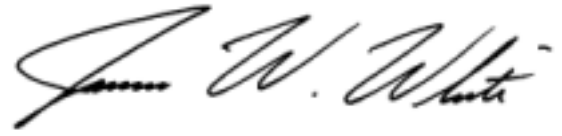
Estimate assumes 200 offenders receive sentences elevated one classification higher under the provisions of the bill. The number of offenders subject to increased sentences is based upon Tennessee Commission on Children and Youth C-Port data and Department of Children's Services data concerning children in custody whose parents were involved in methamphetamine manufacturing. The estimate assumes various increases in sentences from Class E through Class B felonies. Revenues collected from some fines will shift from local government revenues to state revenues. Incarceration costs for misdemeanor offenses elevated to felony offenses will shift from local government expenditures to state expenditures.

*\*Section 9-4-210, TCA, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated for operating cost, in current dollars, shall be based upon the highest cost of the next 10 years, beginning with the year the additional sentence to be served impacts the correctional facilities population.*

### **CERTIFICATION:**

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

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A handwritten signature in black ink, reading "James W. White". The signature is fluid and cursive, with the first name "James" written in a smaller, more compact script than the last name "White".

James W. White, Executive Director